

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

AMY MARIE KOTH,

Plaintiff,

v.

Case No. 3:23-cv-00619-slc

MARTIN O'MALLEY,
Commissioner of Social Security,

Defendant.

ORDER ON THE PARTIES' JOINT MOTION FOR REMAND FOR FURTHER
PROCEEDINGS PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g)

Pursuant to the power of this Court to enter a judgment affirming, modifying or reversing the Acting Commissioner's decision with remand in Social Security actions under sentence four of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g), and in light of the parties' joint motion to remand this action, this Court now, upon review, hereby enters a judgment under sentence four of 42 U.S.C. § 405(g) reversing the Acting Commissioner's decision with a remand of the cause to the Commissioner according to the following terms. *See Shalala v. Schaefer*, 509 U.S. 292, 296 (1993); *Melkonyan v. Sullivan*, 501 U.S. 89, 97-98 (1991).

The parties agree that, upon remand from the court, the Appeals Council will order the ALJ to reevaluate the evidence; including the opinion evidence, reassess the RFC; and obtain vocational expert evidence to assess whether there are jobs in

significant numbers in the national economy that the claimant could still do. The ALJ will also offer the claimant the opportunity for a new hearing.

SO ORDERED this 26TH day of FEBRUARY 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read 'S. L. Cocker', written over a horizontal line.

HONORABLE STEPHEN L. COCKER
United States Magistrate Judge